

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

PROCEEDING NO. 21N-0628GPS

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IN THE MATTER OF THE NOTICE OF PROBABLE VIOLATION ISSUED TO YMCA OF THE ROCKIES ON DECEMBER 30, 2021.

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**INTERIM DECISION OF  
ADMINISTRATIVE LAW JUDGE  
G. HARRIS ADAMS  
REQUIRING PARTIES TO CONFER, STAFF  
TO FILE TERMS FOR ALTERNATIVE ENFORCEMENT  
AND QUARTERLY STATUS REPORTS**

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Mailed Date: October 25, 2022

**I. STATEMENT**

**A. Background**

1. On December 30, 2021, the Staff of the Public Utilities Commission (Staff) initiated this matter by issuing its Notice of Probable Violation (NPV) to YMCA of the Rockies (YMCA).

2. On January 19, 2022, YMCA filed its Response Letter to the NPV with the Public Utilities Commission (Commission) opting to Admit and Elect Alternative Enforcement for each of the violations listed in the NPV.

3. On February 4, 2022, YMCA filed its Amended Response Letter to the NPV, again opting to Admit and Elect Alternative Enforcement for each of the violations listed in the NPV.

4. On March 24, 2022, Staff filed its Entry of Appearance.

5. On August 31, 2022, the Commission referred this proceeding to an Administrative Law Judge (ALJ) by minute entry.

6. In order to keep the Commission informed, Staff will be ordered to file the terms for Alternative Enforcement, status reports as to the progress in resolving the matter and

expectations regarding the filing of evidence of resolution and a motion to dismiss (or otherwise dispose of the proceeding). Thus, Staff shall confer with YMCA and file the terms for Alternative Enforcement on or before November 24, 2022, and file quarterly status reports after holding quarterly conferrals until evidence of resolution and a motion to dismiss (or otherwise dispose of the proceeding) is filed, commencing in three months following the filing of the terms for Alternative Enforcement.

## **II. ORDER**

### **A. It Is Ordered That:**

1. Staff of the Public Utilities Commission (Staff) shall confer with YMCA of the Rockies and file the terms for Alternative Enforcement on or before November 24, 2022, and thereafter hold quarterly conferrals and file quarterly reports, commencing on February 24, 2023, informing the Commission as to progress toward filing evidence of resolution and a motion to dismiss (or otherwise dispose of the proceeding), expectations regarding the filing of evidence of resolution and a motion to dismiss (or otherwise dispose of the proceeding), and whether any party believes it necessary to establish a procedural schedule.

2. Staff shall file a status report of each quarterly conferral identified above on or before February 24, 2023, May 24, 2023, August 24, 2023, etc., or until evidence of resolution and a motion to dismiss (or otherwise dispose of the proceeding) is filed.

3. This Decision is effective immediately.

( S E A L )



THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

G. HARRIS ADAMS

Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Doug Dean".

Doug Dean,  
Director